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• PRIORITY (b)(1)

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IN 765113

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GROUP 1
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CITE

DIST

MAY 1967

~~SECRET~~

COUNTRY: INTERNATIONAL / SWEDEN

DOI: 10 MAY 1967

SUBJECT: CLOSING STATEMENT OF INTERNATIONAL WAR CRIMES TRIBUNAL

ACQ:

SOURCE:

Entire document remains classified per OGA letter 2-26-04.

1. RUSSELL INTERNATIONAL WAR CRIMES TRIBUNAL ENDED MID-DAY

10 MAY WITH HALF HOUR ORAL STATEMENT BY SARTRE. EXACT TEXT NOT MADE

AVAILABLE BY TRIBUNAL AT THE TIME.

EX-1 COMMENT: A FINAL STATE-
MENT WILL BE ISSUED BY THE TRIBUNAL ~~IN A FEW DAYS OR WEEKS.~~ THE

ORAL STATEMENT INCLUDED THE FOLLOWING:

10 MAY 1967

A. THE TRIBUNAL, HAVING STUDIED TWO QUESTIONS.

COMMENT: I.E. FIRST, HAS THE U.S. VIOLATED INTERNATIONAL LAW AND THE
RIGHTS OF PEOPLE; AND, SECOND, HAS THE U.S. BOMBED CIVILIAN TARGETS
IN NORTH VIETNAM.) AND HAVING HEARD STATEMENTS OF OFFICIALS OF THE

Copy to *AG, Embassy Paris, WFO*
by routing slip for
 Info action
date *16/6/67*
by *Ex-1*

~~SECRET~~

51 MAY 25 1967

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APPROVED FOR RELEASE
DATE: 13-Jan-2010

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b1 LIAISON SECTION, FBI

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~~S-E-C-R-E-T
(classification)~~~~(classifications)~~

DRV AND NFLSV AND OFFICIAL REFUSAL BY / TO MAKE ITS CASE KNOWN:
/ U.S. GOVERNMENT (USG)
AFTER HEARING TESTIMONY OF EXPERTS AND EXAMINING WRITTEN AND FILMED
EVIDENCE, HAS COME TO THE CONCLUSION:

B. ON THE FIRST QUESTION, IN VIEW OF KELLOGG-BRIAND PACT,
ARTICLE TWO OF THE U.N. CHARTER, ARTICLE SIX OF THE STATUTES OF
NUREMBERG, THE FUNDAMENTAL RIGHT OF PEOPLES TO INDEPENDENCE,
TERRITORIAL INTEGRITY, AND NATIONAL SOVEREIGNTY AND IN VIEW OF
GENEVA AGREEMENTS (BRIEF HISTORY GIVEN) THE TRIBUNAL CONSIDERS
THAT RESPONSIBILITY FOR THE VIOLATION OF THESE AGREEMENTS HAS BEEN
WITH THE USG. THE TRIBUNAL HAS EXAMINED ARGUMENTS PUT FORWARD IN
THE U.S.
4 MARCH 1966 MEMO TO CONGRESS. THE U.S. HAS INCONTESTABLY COMMITTED
CRIMES AGAINST THE PEACE. MOREOVER THE U.S. HAS COMMITTED CRIMES
AGAINST THE FUNDAMENTAL RIGHTS OF THE VIETNAMESE PEOPLE.

C. HAVING HEARD TESTIMONY FROM CAMBODIA THE TRIBUNAL IS
CONCERNED ABOUT THE SITUATION, AND CONSIDERS THAT THERE HAS BEEN
A CONSTANT AND GRAVE AGGRESSION AGAINST THE KHYMER STATE.

D. ON THE SECOND QUESTION THE TRIBUNAL FINDS THE BOMBING
OF CIVILIANS AND CIVILIAN TARGETS ARE MASSIVE, SYSTEMATIC AND
DELIBERATE. INVESTIGATION TEAMS SENT TO VIETNAM CONFIRM HOSPITALS
HAVE BEEN SYSTEMATICALLY BOMBED AND THAT APPARENTLY GREATER PART OF

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~~S-E-C-R-E-T~~
(classification)

(deliberate bombing)

BOMBING IS AIMED AT CIVILIAN TARGETS. CONCERNING CBU'S THIS WAS FOUND TO BE SYSTEMATIC ALSO. CBU'S MUST BE CONSIDERED AS WEAPONS BANNED BY THE LAWS OF WAR. THE TRIBUNAL CONSIDERS THE U.S. HAS COMMITTED CRIMES AGAINST MANKIND WHICH DEVOLVE FROM THEIR CRIMES OF AGGRESSION.

E. THE CONCLUSION OF THE TRIBUNAL IS:

(1) IN ANSWER TO THE FIRST QUESTION, YES BY UNANIMOUS VOTE.

(2) IN ANSWER TO THE SECOND QUESTION, YES BY UNANIMOUS VOTE.

(3) THE USG AND ITS ARMED FORCES ARE GUILTY OF SYSTEMATIC AND DELIBERATE BOMBING, BY UNANIMOUS VOTE.

(4) THE TRIBUNAL FINDS THE U.S. GUILTY OF AGGRESSION AGAINST CAMBODIA BY UNANIMOUS VOTE, LESS ONE ABSTENTION. COMMENT. ABSTAINER WAS MAHMUD ALI QASURI OF PAKISTAN).

(5) TO THE QUESTION OF THE SATELLITES - THAILAND, KOREA, NEW ZEALAND, AND AUSTRALIA, THE TRIBUNAL FINDS BY UNANIMOUS VOTE THEY ARE GUILTY. COMMENT: SWEDISH PRESS 11 MAY REPORTED TRIBUNAL "DECIDED" THERE WAS INSUFFICIENT EVIDENCE TO THE WAS AVAILABLE/INCLUDE THAILAND AMONG/GUILTY. NO MENTION MADE OF

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(reference)

THE PHILLIPPINES.)

2. FIELD DISSEM. STATE (ALSO SENT

REPORT CLASS

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